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February 2, 2024

**Via ECF**

Hon. Sarah L. Cave  
Daniel Patrick Moynihan United States Courthouse  
500 Pearl St.  
New York, NY 10007-1312

Re: *Bernstein, et al. v. Cengage Learning, Inc.*, Case No. 1:19-cv-07541-ALC-SLC

Dear Magistrate Judge Cave:

Pursuant to the Court's order on January 19, 2024, Dkt. No. 293, we write with a status update on the parties' settlement negotiations. The parties continue to make significant progress in settlement discussions, but have not yet achieved a settlement-in-principle. If the parties are unable to do so next week, Plaintiffs will file a motion for approval of the form and manner of class notice by February 16, 2024.

Respectfully submitted,



Alexander W. Aiken

Cc: All counsel or record